

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6409 of 1985

WITH

SPECIAL CIVIL APPLICATION NO. 6432 OF 1985

Date of decision: 28-11-1997

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

DIPAK C DOSHI

Versus

WANKANER MUNICIPALITY

Appearance:

MR SURESH M SHAH for Petitioners
MR Bharat Pandya for Respondent

in both the petitions.

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 28/11/97

ORAL JUDGEMENT

In both these special civil applications the petitioners have come out with common grievance and as such they are taken up together and are disposed of by this common order.

Services of the petitioners came to be terminated by the respondent under notice dated 24th October, 1985 on the ground stated therein. This court has protected the petitioners by granting interim relief, and for all these years they are continuing in service. The interest of justice will be served if the respondent is directed to consider the case of the petitioners in the changed circumstances as to whether they should be continued in service or not. In case the respondent decides that the petitioners cannot be allowed to continue in service, reasoned order may be passed and copy of the same may be sent to the petitioners by registered post A.D. Till this exercise is taken and completed, the interim relief granted by this Court shall continue and in case orders adverse to the petitioners are passed, then those orders shall not be given effect to for 15 days from the date of communication thereof to the petitioners. Liberty to the petitioners for revival of these petitions in case of difficulty.

Subject to the aforesaid observation and direction, rule stands disposed of in both the petition. No order as to costs.

.....

CSM